

Introduced by Senator Hollingsworth

February 23, 2007

An act to amend Section 3003.5 of the Penal Code, relating to sex offenders.

LEGISLATIVE COUNSEL'S DIGEST

SB 913, as introduced, Hollingsworth. Sex offenders: parole.

Existing law prohibits a person released on parole for violation of a registerable sex offense from residing in a single-family dwelling with any other person required to register as a sex offender, unless they are related by blood, marriage, or adoption. Existing law, however, excludes a residential facility serving 6 or fewer persons from the definition of a single-family dwelling.

This bill would make the prohibition applicable to a group home, including one that serves 6 or fewer persons.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 3003.5 of the Penal Code is amended to
- 2 read:
- 3 3003.5. (a) Notwithstanding any other provision of law, when
- 4 a person is released on parole after having served a term of
- 5 imprisonment in state prison for any offense for which registration
- 6 is required pursuant to Section 290, that person may not, during
- 7 the period of parole, reside in any single family dwelling with any
- 8 other person also required to register pursuant to Section 290,
- 9 unless those persons are legally related by blood, marriage, or

1 adoption. For purposes of this section, “single family dwelling”
2 ~~shall not include a residential facility which~~ *includes any group*
3 *home, including one that* serves six or fewer persons.

4 (b) Notwithstanding any other provision of law, it is unlawful
5 for any person for whom registration is required pursuant to Section
6 290 to reside within 2000 feet of any public or private school, or
7 park where children regularly gather.

8 (c) Nothing in this section shall prohibit municipal jurisdictions
9 from enacting local ordinances that further restrict the residency
10 of any person for whom registration is required pursuant to Section
11 290.